

FINE, COMMISSION, BROKERAGE, CHARGE, OR OTHER CONSIDERATION IN EXCESS OF THAT PERMITTED BY THIS SUBTITLE.

REVISOR'S NOTE: This section is new language derived without substantive change from Art. 66, §62(a). It is patterned after similar language contained in §§ 12-210 and 12-313 of this title, and is introduced to make it explicit that a lender may charge the borrower only the charges permitted by this subtitle.

12-412. LENDER TO COMPLY WITH SUBTITLE.

A LENDER MAY NOT MAKE OR OFFER TO MAKE ANY SECONDARY MORTGAGE LOAN EXCEPT WITHIN THE TERMS AND CONDITIONS AUTHORIZED BY THIS SUBTITLE.

REVISOR'S NOTE: This section presently appears as Art. 66, §60 (which is retained in Art. 66 since it relates to the licensing requirements as well as the credit provisions of this subtitle).

The only changes are in style.

12-413. CIVIL PENALTIES.

EXCEPT FOR A BONA FIDE ERROR OF COMPUTATION, IF A LENDER VIOLATES ANY PROVISION OF THIS SUBTITLE HE MAY COLLECT ONLY THE PRINCIPAL AMOUNT OF THE LOAN AND MAY NOT COLLECT ANY INTEREST, COSTS, OR OTHER CHARGES WITH RESPECT TO THE LOAN. IN ADDITION, A LENDER WHO KNOWINGLY VIOLATES ANY PROVISION OF THIS SUBTITLE ALSO SHALL FORFEIT TO THE BORROWER THREE TIMES THE AMOUNT OF INTEREST AND CHARGES COLLECTED IN EXCESS OF THAT AUTHORIZED BY LAW.

REVISOR'S NOTE: This section presently appears as Art. 66, §69.

Reference to an "actual or" bona fide error is deleted as unnecessary.

The only other changes are in style.

12-414. CRIMINAL PENALTY.

ANY LENDER, HIS OFFICER OR EMPLOYEE AND ANY OTHER PERSON WHO WILLFULLY VIOLATES ANY PROVISION OF THIS SUBTITLE IS GUILTY OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING \$1,000 OR IMPRISONMENT NOT EXCEEDING ONE YEAR OR BOTH.